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9 Attorneys for WAYMO LLC

10 UNITED STATES DISTRICT COURT

11 NORTHERN DISTRICT OF CALIFORNIA, SAN FRANCISCO DIVISION

12 WAYMO LLC,

13 Plaintiff,

14 vs.

15 UBER TECHNOLOGIES, INC.;  
16 OTTOMOTTO LLC; OTTO TRUCKING  
LLC,

17 Defendants.

CASE NO. 3:17-cv-00939-WHA

**DECLARATION OF PATRICK  
SCHMIDT IN SUPPORT OF PLAINTIFF  
WAYMO LLC'S ADMINISTRATIVE  
MOTION TO FILE UNDER SEAL  
PORTIONS OF ITS LETTER BRIEF TO  
COMPEL PRODUCTION OF  
MATERIALS WITHHELD BY  
ANTHONY LEVANDOWSKI UNDER  
THE FIFTH AMENDMENT AND  
EXHIBITS 3, 4, AND 5 THERETO**

1 I, Patrick Schmidt, declare as follows:

2 1. I am an attorney licensed to practice in the State of California and am admitted to  
3 practice before this Court. I am an associate at the law firm Quinn Emanuel Urquhart & Sullivan,  
4 LLP, counsel for the Plaintiff Waymo LLC (“Waymo”). I have personal knowledge of the matters set  
5 forth in this Declaration, and if called as a witness I would testify competently to those matters.

6 2. I make this declaration in support of Waymo’s Administrative Motion to File Under  
7 Seal portions of its Letter Brief to Compel Production of Materials Withheld by Anthony  
8 Levandowski Under the Fifth Amendment (the “Letter Brief”) and exhibits 3, 4, and 5 thereto, filed  
9 concurrently herewith (the “Administrative Motion”). The Administrative Motion seeks an order  
10 sealing the following materials:

Document	Portions to Be Filed Under Seal	Designating Party
Letter Brief	Highlighted Portions	Defendants
Exhibits 3, 4, and 5	Entire Document	Defendants

14 3. Waymo’s Letter Brief contains references to information that Defendants have  
15 designated as confidential and/or highly confidential, and Exhibits 3, 4, and 5 thereto have been  
16 designated confidential and/or highly confidential by Defendants.

17 4. Waymo expects Defendants to file one or more declarations in accordance with the  
18 Local Rules.

19 I declare under penalty of perjury under the laws of the State of California and the United  
20 States of America that the foregoing is true and correct, and that this declaration was executed in Los  
21 Angeles, California, on June 12, 2017.

22 By /s/ Patrick Schmidt

23 Patrick Schmidt  
24 Attorney for WAYMO LLC

**SIGNATURE ATTESTATION**

Pursuant to Local Rule 5-1(i)(3), I attest under penalty of perjury that concurrence in the filing of this document has been obtained from Patrick Schmidt

/s/ Charles K. Verhoeven

Charles K. Verhoeven